

EXPRESS MAIL LABEL NO. US 300737805 US

US PATENT APPLICATION

Docket No. 48900-01018

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Moon, James E., et al. )  
Application No.: 10/771,553 ) Art Unit  
Confirmation No.: 3925 ) 2881  
Filed: February 4, 2004 )  
For: MICROFABRICATED ELECTROSPRAY )  
DEVICE )  
Examiner: Johnnie L. Smith )


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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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1. Transmittal
2. Fee Transmittal for FY 2004
3. Response to the Office Action dated June 30, 2004 (2 pgs.)
4. Terminal Disclaimer to Obviate a Double Patenting Rejection over a Prior Patent (2 pgs., one for each owner)
5. Return receipt postcard

Dated this 14 day of September, 2004.

  
Nancy Flannigan  
Legal Secretary  
HOLME ROBERTS & OWEN, LLP  
299 South Main, Suite 1800  
Salt Lake City, UT 84111  
801-521-5800



09-08-04

IFW

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/771,553
Filing Date	February 4, 2004
First Named Inventor	James E. Moon
Art Unit	2881
Examiner Name	Johnnie L. Smith
Attorney Docket Number	48900-01018

Total Number of Pages in This Submission

**ENCLOSURES (Check all that apply)**

- |  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input checked="" type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication<br>to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please<br>Identify below):<br>Certificate of Express Mail<br>Return Receipt Postcard |
|--|---|---|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

David O. Seeley

Signature

Date

September 7, 2004

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Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**RESPONSE TO THE OFFICE ACTION DATED JUNE 30, 2004**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action dated June 30, 2004 Applicants respectfully request entry of the enclosed Terminal Disclaimers and the further remarks herein.

**Remarks begin on page 2 of this paper.**